mechanical and electric action toys; plush stuffed animals and toys; dolls; board games; bath toys; musical toys; construction toys; fantasy character toys; inflatable toys; pull toys; talking toys; model vehicles and related accessories sold as units, models, robots, figurines, action figures and accessories therefor, toy vehicles, toy figures, wind-up toys, science kits

Basis: 1(a)

First Use Date: 2001-11-15

First Use in Commerce Date: 2001-11-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-02 - Registered - Principal Register

2002-05-28 - TEAS Change Of Correspondence Received

2002-03-18 - Allowed for Registration - Principal Register (SOU accepted)

2002-03-08 - Statement of use processing complete

2001-11-17 - Amendment to Use filed

2001-11-23 - Communication received from applicant

2001-05-14 - Extension 5 granted

2001-04-23 - Extension 5 filed

2001-01-14 - Extension 4 granted

2000-10-30 - Extension 4 filed

2000-06-26 - Extension 3 granted

2000-05-02 - Extension 3 filed

1999-11-08 - Extension 2 granted

1999-11-08 - Extension 2 filed

1999-04-02 - Extension 1 granted

1999-03-05 - Extension 1 filed

1998-11-17 - Notice of allowance - mailed

1998-08-25 - Published for opposition

1998-07-24 - Notice of publication

1998-06-01 - Approved for Pub - Principal Register (Initial exam)

1998-06-01 - Assigned To Examiner

1998-05-01 - Communication received from applicant

1997-11-03 - Non-final action mailed

1997-10-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

BETH M GOLDMAN

Correspondent

Beth M. Goldman Heller Ehrman White & McAuliffe LLP 333 Bush Street San Francisco CA 94104-2878

Phone Number: 415 772 6881 Fax Number: 415 772 6268

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Thank you for your request. Here are the latest results from the <u>TARR web server</u>.

This page was generated by the TARR system on 2007-09-23 17:33:21 ET

Serial Number: 75372277 Assignment Information Trademark Document Retrieval

Registration Number: 2534397

Mark (words only): XULU ENTERTAINMENT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-29

Filing Date: 1997-10-14

Transformed into a National Application: No

Registration Date: 2002-01-29

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 40S -Scanning On Demand

Date In Location: 2007-04-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Xulu Entertainment Inc.

Address:

Xulu Entertainment Inc. 653 River Oaks Parkway San Jose, CA 95134 United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 035 Class Status: Active

retail services, namely, retail store services, on-line retail services and direct mail retail services, all featuring computer software and hardware; computer games, video games, books, comic books, magazines, toys, decals, stickers, tattoos, backpacks, lunchboxes, bicycles, costumes, masks, works of art, glasses, dishes, serving trays, post cards, posters, watches, pins, jewelry, sunglasses, key chains and clothing

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Basis: 1(a)

First Use Date: 2001-08-24

First Use in Commerce Date: 2001-08-24

International Class: 042 **Class Status:** Active restaurant services

Basis: 1(a)

First Use Date: 2001-10-18

First Use in Commerce Date: 2001-10-19

ADDITIONAL INFORMATION

Disclaimer: "ENTERTAINMENT"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-04-11 - Case File In TICRS

2002-01-29 - Registered - Principal Register

2001-11-28 - Allowed for Registration - Principal Register (SOU accepted)

2001-11-16 - Statement of use processing complete

2001-11-02 - Amendment to Use filed

2001-05-10 - Extension 5 granted

2001-04-26 - Extension 5 filed

2000-10-26 - Extension 4 granted

2000-10-26 - Extension 4 filed

2000-06-26 - Extension 3 granted

2000-05-02 - Extension 3 filed

1999-12-07 - Extension 2 granted

1999-10-26 - Extension 2 filed

1999-04-02 - Extension 1 granted

1999-03-05 - Extension 1 filed

1998-11-03 - Notice of allowance - mailed

Latest Statu Classe 5:07-cv-00347-D Document 58-3 Filed 10/09/2007 Page 5 of 28 Page 3 of 3

1998-08-04 - Published for opposition

1998-07-03 - Notice of publication

1998-05-01 - Communication received from applicant

1998-05-27 - Approved for Pub - Principal Register (Initial exam)

1998-05-27 - Assigned To Examiner

1998-05-01 - Communication received from applicant

1998-03-26 - Non-final action mailed

1998-03-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record BETH M GOLDMAN

Correspondent

BETH M GOLDMAN HELLER EHRMAN WHITE & MCAULIFFE 333 BUSH STREET SAN FRANCISCO, CALIFORNIA 94104 Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-09-24 07:35:51 ET

Trademark Document Retrieval Serial Number: 75372283 Assignment Information

Registration Number: 2536919

Mark (words only): XULU ENTERTAINMENT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-02-05

Filing Date: 1997-10-14

Transformed into a National Application: No

Registration Date: 2002-02-05

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at Trademark Assistance Center @uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-04-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Xulu Entertainment Inc.

Address:

Xulu Entertainment Inc. 653 River Oaks Parkway San Jose, CA 95134 United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009 Class Status: Active

multi-media and virtual reality software in the fields of accounting; advertising; architecture; animal training; amusement parks; art; design; astrology; audio broadcasting, recording and production; anthropology; bookkeeping; business techniques; bungee jumping; biology; chemistry; computers; computer programming; computer software design; cinematography; cooking; construction; data processing; dentistry; design; economics; education; entertainment; engineering; exploration; excavation; farming; financing; film production, developing and processing; flight simulation; games; geology; gardening; graphic design; health care; history; horticulture; hotel management; industrial design; landscape design; medicine; mathematics; merchandising; mechanics; management; military training; mining; mountain climbing; music; nutrition; optometry; painting; physics; printing; psychology; physical therapy; parachuting; photography; publishing; radio and television broadcasting, programming, production and communication; real estate; racecar driving; skiing; surfing; scuba diving; surgery: sales; statistics; science; software design; sound recordings; sports; surveying; technology; tailoring; telemarketing; tourism; teaching; travel; video broadcasting; water sports; computer and video game software; computer and video game hardware including wireless headsets, personal digital assistants, computers, input devices, graphic displays, flat panel devices, goggles and electronic glasses, electronic gloves, video cameras, joysticks, electronic whiteboards; global communications network games and downloadable computer game programs

Basis: 1(a)

First Use Date: 2001-11-09

First Use in Commerce Date: 2001-11-09

ADDITIONAL INFORMATION

Disclaimer: "ENTERTAINMENT"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-04-09 - Case File In TICRS

2002-02-05 - Registered - Principal Register

2001-12-05 - Allowed for Registration - Principal Register (SOU accepted)

2001-11-30 - Statement of use processing complete

2001-11-10 - Amendment to Use filed

2001-05-14 - Extension 5 granted

2001-04-26 - Extension 5 filed

2000-10-31 - Extension 4 granted

2000-10-31 - Extension 4 filed

2000-06-22 - Extension 3 granted

2000-05-02 - Extension 3 filed

1999-12-20 - Extension 2 granted

1999-11-08 - Extension 2 filed

1999-04-02 - Extension 1 granted

1999-03-05 - Extension 1 filed

1998-11-10 - Notice of allowance - mailed

1998-08-18 - Published for opposition

1998-07-17 - Notice of publication

1998-05-29 - Approved for Pub - Principal Register (Initial exam)

1998-05-29 - Assigned To Examiner

1998-05-01 - Communication received from applicant

1998-01-21 - Non-final action mailed

1998-01-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

BETH M GOLDMAN

Correspondent

BETH M GOLDMAN HELLER EHRMAN WHITE & MCAULIFFE LLP 333 BUSH ST SAN FRANCISCO CA 94104-2878

9/24/2007



Enter Web Address: http://

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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-09-24 08:17:14 ET

Serial Number: 76441859 Assignment Information Trademark Document Retrieval

Registration Number: 2731850

Mark (words only): ZULU

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-01

Filing Date: 2002-08-12

Transformed into a National Application: No

Registration Date: 2003-07-01

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-07-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Zulu Social Aid and Pleasure Club, Inc.

Address:

Zulu Social Aid and Pleasure Club, Inc.

732 North Broad Street New Orleans, LA 70119 United States

Legal Entity Type: Corporation

State or Country of Incorporation: Louisiana

GOODS AND/OR SERVICES

International Class: 041 Class Status: Active entertainment services in the nature of live performances, namely carnival parades

Basis: 1(a)

First Use Date: 1916-01-02

First Use in Commerce Date: 1916-01-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-08-29 - Attorney Revoked And/Or Appointed

2007-08-29 - TEAS Revoke/Appoint Attorney Received

2005-12-28 - TEAS Change Of Correspondence Received

2005-09-13 - TEAS Change Of Correspondence Received

2003-07-01 - Registered - Principal Register

2003-04-08 - Published for opposition

2003-03-19 - Notice of publication

2003-02-06 - Approved for Pub - Principal Register (Initial exam)

2002-12-23 - Communication received from applicant

2002-12-23 - TEAS Response to Office Action Received

2002-12-17 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marie Breaux

Correspondent

Marie Breaux Milling Benson Woodward LLP Suite 2300 909 Poydras Street New Orleans LA 70112 Phone Number: 504-569-7000 Fax Number: 504-569-7001

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Latest Status Into7-cv-00347-D Document 58-3 Filed 10/09/2007 Page 16 of 28 Page 1 of 2

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-09-24 08:17:58 ET

Serial Number: 76441860 Assignment Information Trademark Document Retrieval

Registration Number: 2719314

Mark (words only): ZULU

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-27

Filing Date: 2002-08-12

Transformed into a National Application: No

Registration Date: 2003-05-27

Register: Principal

Law Office Assigned: LAW OFFICE 113

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Zulu Social Aid and Pleasure Club, Inc.

Address:

Zulu Social Aid and Pleasure Club, Inc.

732 North Broad Street New Orleans, LA 70119

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Louisiana

GOODS AND/OR SERVICES

International Class: 045 Class Status: Active social club **Basis:** 1(a)

First Use Date: 1916-01-02

First Use in Commerce Date: 1916-01-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-08-29 - Attorney Revoked And/Or Appointed

2007-08-29 - TEAS Revoke/Appoint Attorney Received

2005-12-28 - TEAS Change Of Correspondence Received

2005-09-13 - TEAS Change Of Correspondence Received

2003-05-27 - Registered - Principal Register

2003-03-04 - Published for opposition

2003-02-12 - Notice of publication

2002-12-20 - Approved for Pub - Principal Register (Initial exam)

2002-12-17 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marie Breaux

Correspondent

Marie Breaux
Milling Benson Woodward LLP
Suite 2300
909 Poydras Street
New Orleans LA 70112
Phone Number: 504-569-7000

Phone Number: 504-569-7000 Fax Number: 504-569-7001

Case 5:07-cv-00347-D Document 58-3 Filed 10/09/2007 Page 18 of 28









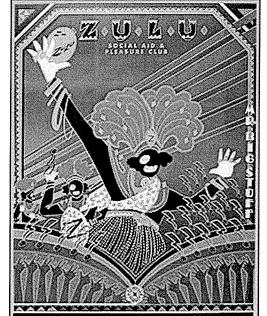


























Zulu Social Aid and Pleasure Club, Inc.

732 N. Broad Street New Orleans LA 70119 (504) 827-1661 Email

Trademark Information

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| | 2004 | 5 pages | Feb 07, 2003 Feb 04, 2004 * Feb 07, 2005 Apr 11, 2003 Apr 14, 2004 Mar 05, 2005 | Jun 10, 2004 Aug 05, 2004 | Dec 04, 2004 | | | | | | | | | | | | |
| | 2003 | 6 pages | Feb 07, 2003 Feb 04, 2004 Apr 11, 2003 Apr 14, 2004 | Juli 05, 2003 Jun 10, 2004 Jun 07, 2003 Aug 05, 2004 | Dec 03, 2002 * Aug 10, 2003 Dec 04, 2004 Dec 06, 2003 | | | | | | | | | | | | |
| | 2002 | 5 pages | 09, 2001 * Feb 05, 2002 17, 2001 Apr 03, 2002 | Oct 02, 2002 | Dec 03, 2002 ⁴ | | | | | | | | | | | | |
| | 2001 | 4 pages | | Dec 16, 2001 | | | | | | | | | | | | | |
| | 2000 | 19 pages | Jan 29, 1999 Mar 01, 2000 ³ Feb 20, 1999 Apr 07, 2000 Apr 20, 1999 Apr 41, 2000 | Apr 21, 1999 Apr 12, 2000 | Apr 27, 1999 Apr 19, 2000 Apr 29, 1999 Apr 21, 2000 | Oct 13, 1999 Apr 22, 2000 | May 02, 2000 May 06, 2000 | May 10, 2000 | May 20, 2000 | Jun 19, 2000 | Jul 06, 2000 | Jul 11, 2000 | Aug 16, 2000 | Aug 19, 2000 | Oct 18, 2000 | Oct 25, 2000 | Nov 02, 2000 |
| | 1999 | 7 pages | * Jan 29, 1999 Mar 01, 2000 * Apr Feb 20, 1999 Apr 07, 2000 Jun | Apr 21, 1999 | Apr 27, 1999 Apr 29, 1999 | Oct 13, 1999 | | | | | | | | | | | |
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Latest Status 5:107-cv-00347-D Document 58-3 Filed 10/09/2007 Page 24 of 28 age 1 of 3

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-09-24 09:41:50 ET

Serial Number: 77052532 Assignment Information Trademark Document Retrieval

Registration Number: 3287664

Mark

RULU

(words only): RULU

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-09-04

Filing Date: 2006-11-28

Filed as TEAS Plus Application: Yes

Currently TEAS Plus Application: Yes

Transformed into a National Application: No

Registration Date: 2007-09-04

Register: Principal

Law Office Assigned: LAW OFFICE 109

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 - Publication And Issue Section

Date In Location: 2007-09-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. USA111 INC.

Address:

USA111 INC.

10th Floor 175th South 3rd St.

Columbus, OH 43215

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

Phone Number: 614-360-3288 **Fax Number:** 614-386-2030

GOODS AND/OR SERVICES

International Class: 009 Class Status: Active

Digital audio players; Downloadable MP3 files, MP3 recordings, online discussion boards, web casts, pod casts, webinars featuring music, audio books and news broadcasts; Media players; MP3 players;

MP4 players; Portable listening devices, namely, MP3 players; Portable media players

Basis: 1(a)

First Use Date: 2006-09-01

First Use in Commerce Date: 2006-10-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-09-04 - Registered - Principal Register

2007-06-19 - Published for opposition

2007-05-30 - Notice of publication

2007-04-19 - Law Office Publication Review Completed

2007-04-19 - Assigned To LIE

2007-03-28 - Approved for Pub - Principal Register (Initial exam)

2007-03-25 - Assigned To Examiner

2006-12-04 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

USA111 INC. 10TH FLOOR 175TH SOUTH 3RD ST. COLUMBUS, OH 43215

Phone Number: 614-360-3288 Fax Number: 614-386-2030

Case 5:07-cv-00347-D Document 58-3 Filed 10/09/2007 Page 27 of 28

